



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

Ref: EPR-SA

(b) (6)

June 21, 2012

RE: Flat Top Mine
Harding County, South Dakota

Dear Mr. and Mrs. (b) (6):

The United States Environmental Protection Agency (EPA) has taken soil and water samples from your property in 2009 to assess potential impacts associated with historic mining in northwest South Dakota. As a result, the EPA has determined that it is appropriate to conduct a removal action (cleanup). It is anticipated that the removal action would start in mid to late July, 2012, with an anticipated duration of 8 to 10 weeks. A copy of the June 11, 2012 Action Memorandum that sets out the response actions EPA intends to conduct on your property is attached for your records.

Enclosed for your review and signature is a general consent for access. Please sign this consent for access and return it to me at the address set forth above. If you have any questions, please feel free to contact me (303) 312-6848, or Richard Graham (303) 312-7080.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "ShunPing Chau".

ShunPing Chau, P.E., MPH
On-Scene Coordinator

Enclosure

Cc: Richard Sisk
Richard Graham
Site file



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CONSENT FOR ACCESS TO PROPERTY

Owners:

(b) (6)

Property Description: Flat Top Mine, northeast of the Town of Ludlow in Section N1/2, T22N, R6E, Harding County, South Dakota

We consent to officers, employees, contractors, subcontractors and other authorized representatives of the United States Environmental Protection Agency (EPA) entering and having access to the property described above for the following purposes:

- Taking soil, water and air samples as may be determined to be necessary;
- Conducting the Removal Action set out in the June 11, 2012 Action Memorandum, including but not limited to the treatment of water, release of treated water, moving fill materials and top soil, and other actions to protect human health and the environment.

I understand that these actions by EPA are undertaken pursuant to their response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) 42 U.S.C. 9601, et seq.

(b) (6)

7-15-12
Date

(b) (6)

7/15/12
Date



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